IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5237 OF 2004

Chintamani Gopal Joshi ..... Petitioner
V/s
Shri Chhatrapati Shivaji Nutan Vidyalaya & Ors..... ..... Respondents.

Office Notes, Office Memoranda of Coram, appearances Court's orders or directions and Registrar's orders.) Court's or Judge's Orders

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Mr.A.G.Damle, Adv. for the petitioner.

CORAM: A.P. DESHPANDE, J.
15.3.2007

PC:

The petitioner was appointed in the year 1991 temporarily for one academic session. The petitioner was an untrained teacher at the time of initial appointment and hence was not eligible and qualified for being so appointed. The temporary appointment was again made for two more academic sessions and by a notice of termination dated

13.3.1994 the petitioner stood terminated from service from the end of academic session 1993-94. Aggrieved by the said termination the petitioner filed an appeal before the Tribunal and the Tribunal has dismissed the appeal by holding that the petitioner in the first place was an untrained teacher, in the second place his appointment was temporary for one academic sessions and in the third place appointment of the petitioner was against vacancy earmarked for reserved category and which appointment of the petitioner every time was approved temporarily against reserved post. Perused the judgment and order passed by the School Tribunal. It does not suffer from any illegality whatsoever and an untrained teacher has no right qua the post in question. Hence writ petition is summarily dismissed.

15.3.07.